

Changes to legislation: *Health and Personal Social Services (Northern Ireland) Order 1972, SCHEDULE 9 is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCHEDULES

SCHEDULE 9

Article 59.

PROVISION FOR MAKING LOANS TO GENERAL MEDICAL PRACTITIONERS

1. ^{F1}The Department may, in accordance with paragraphs 1A to 5,] make loans to practitioners providing^{F2} primary medical services] for the purpose of enabling them—

- (a) to provide, or to acquire a share in, premises used or to be used, in whole or in part, for the provision of those services;
- (b) to alter, enlarge, improve or repair such premises;
- (c) to acquire any land required for the erection of, or in connection with the use of, such premises;
- (d) to acquire any equipment or furniture needed by them in the provision of those services;
- (e) to repay any loan raised by them for any such purpose.

F1 Words in Sch. 9 para. 1 substituted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\), s. 8\(1\)\(b\)](#), [Sch. 1 para. 51\(2\)](#); S.R. 2022/102, art. 2(b)

F2 2004 NI 2

^{F3}**1A.** Loans to practitioners providing primary medical services (GP loans”) are to be made in accordance with a scheme that is provided for in regulations made, with the approval of the Department of Finance, by the Department.]

F3 Sch. 9 para. 1A inserted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\), s. 8\(1\)\(b\)](#), [Sch. 1 para. 51\(3\)](#) (with Sch. 4 para. 5); S.R. 2022/102, art. 2(b)

2. ^{F4}Regulations under paragraph 1A may include] provision for—

^{F5}(a)

^{F6}(b) the guaranteeing by the Department of Finance of the payment of interest on, and the repayment of the principal of, any loan raised by the Department for the purpose of making GP loans;]

(c) securing repayment of the interest on, and the principal of, any ^{F7}GP loans] ;

^{F8}(d) authorising the Department to hold and dispose of any land or property conveyed to it as security for a GP loan;]

(e) the defrayal of expenses incurred in making ^{F9}GP loans] .

F4 Words in Sch. 9 para. 2 substituted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\), s. 8\(1\)\(b\)](#), [Sch. 1 para. 51\(4\)\(a\)](#); S.R. 2022/102, art. 2(b)

F5 Sch. 9 para. 2(a) omitted (1.4.2022) by virtue of [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\), s. 8\(1\)\(b\)](#), [Sch. 1 para. 51\(4\)\(b\)](#); S.R. 2022/102, art. 2(b)

F6 Sch. 9 para. 2(b) substituted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\), s. 8\(1\)\(b\)](#), [Sch. 1 para. 51\(4\)\(c\)](#); S.R. 2022/102, art. 2(b)

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- F7** Words in Sch. 9 para. 2(c) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(4)(d)**; S.R. 2022/102, art. 2(b)
- F8** Sch. 9 para. 2(d) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(4)(e)**; S.R. 2022/102, art. 2(b)
- F9** Words in Sch. 9 para. 2(e) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(4)(f)**; S.R. 2022/102, art. 2(b)

[^{F10}3. No regulations may be made under paragraph 1A unless a draft of the regulations has been laid before and approved by resolution of the Assembly.]

- F10** Sch. 9 para. 3 substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(5)**; S.R. 2022/102, art. 2(b)

^{F11}4.

- F11** Sch. 9 para. 4 omitted (1.4.2022) by virtue of Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(6)**; S.R. 2022/102, art. 2(b)

5. [^{F12}Where regulations under paragraph 1A authorise the Department of Finance] to guarantee the payment of interest on, and the repayment of the principal of, any loan proposed to be raised by [^{F13}the Department] —

- (a) the principal of the loans which may be so guaranteed under the [^{F14}regulations] shall not exceed in the aggregate [^{F15}a sum specified in the scheme] ;
- (b) there shall be charged on and issued out of the Consolidated Fund any sums required by [^{F16}the Department] of Finance to fulfil any guarantees given by it under [^{F17}the regulations] ;
- (c) [^{F18}the Department] of Finance may borrow money for the purpose of providing for issues out of the Consolidated Fund under sub-paragraph (b);
- (d) [^{F19}the Department] shall make to [^{F20}the Department of Finance] , at such times and in such manner as [^{F21}the Department of Finance] may direct—
 - (i) payments of such amounts as [^{F21}the Department of Finance] may direct in or towards repayment of any sums issued out of the Consolidated Fund under sub-paragraph (b); and
 - (ii) payments of interest on what is outstanding in respect of sums so issued, at such rates as [^{F21}the Department of Finance] may direct.

- F12** Words in Sch. 9 para. 5 substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(a)**; S.R. 2022/102, art. 2(b)
- F13** Words in Sch. 9 para. 5 substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(b)**; S.R. 2022/102, art. 2(b)
- F14** Word in Sch. 9 para. 5(a) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(c)(i)**; S.R. 2022/102, art. 2(b)
- F15** Words in Sch. 9 para. 5(a) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(c)(ii)**; S.R. 2022/102, art. 2(b)
- F16** Words in Sch. 9 para. 5(b) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(d)(i)**; S.R. 2022/102, art. 2(b)
- F17** Words in Sch. 9 para. 5(b) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(d)(ii)**; S.R. 2022/102, art. 2(b)

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- F18** Words in Sch. 9 para. 5(c) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(e)**; S.R. 2022/102, art. 2(b)
- F19** Words in Sch. 9 para. 5(d) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(f)(i)**; S.R. 2022/102, art. 2(b)
- F20** Words in Sch. 9 para. 5(d) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(f)(ii)**; S.R. 2022/102, art. 2(b)
- F21** Words in Sch. 9 para. 5(d) substituted (1.4.2022) by Health and Social Care Act (Northern Ireland) 2022 (c. 3), s. 8(1)(b), **Sch. 1 para. 51(7)(f)(iii)**; S.R. 2022/102, art. 2(b)

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Changes and effects yet to be applied to :

- Instrument amended by [1995 c. 51 s.4Sch. para.30](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 56(4C)(4D) substituted by [S.I. 2002/3135 Sch. 1 para. 16](#) (This amendment has not been applied as it has been superceded by the substitution of art. 56 by 2004/311 NI 2 art. 3)
- art. 61-61E and art. 61F and cross-heading substituted for art. 61 by [2008 c. 2 \(N.I.\) s. 2\(2\)](#) (This amending provision is itself amended (13.6.2016) before it comes into force by 2016 c. 26 (N.I.), ss. 9, 20(2))
- art. 98(3) added by [2008 c. 2 \(N.I.\) s. 4\(1\)](#)
- art. 107(1A) inserted by [2008 c. 2 \(N.I.\) s. 4\(4\)\(b\)](#)